

AO 440 (Rev. 06/12) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

for the

Eastern District of Texas

Valtrus Innovations Ltd.

*Plaintiff(s)*

v.

T-Mobile USA, Inc.; T-Mobile US, Inc.; Sprint Corp;  
 OnePlus Technology (Shenzhen) Co., Ltd. and  
 OnePlus Mobile Communications (Guangdong) Co.,  
 Ltd.

*Defendant(s)*

Civil Action No. 2:23cv444

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Sprint Corp

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Matthew G. Berkowitz  
 Reichman Jorgensen Lehman & Feldberg LLP  
 100 Marine Parkway, Suite 300  
 Redwood Shores, CA 94065  
 mberkowitz@reichmanjorgensen.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 9/27/2023

CLERK OF COURT

*David A. O'Toole*

Signature of Clerk or Deputy Clerk

SERVICE RETURN ATTACHED

ATX Process, LLC  
 1411 West 6th Street  
 Austin, TX 78703

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 2:23cv444

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

**SERVICE RETURN ATTACHED**

**ATX Process, LLC**  
**1411 West 6th Street**  
**Austin, TX 78703**

**Print**

**Save As...**

**Reset**

**AFFIDAVIT OF SERVICE****UNITED STATES DISTRICT COURT  
Eastern District of Texas**

Case Number: 2:23CV444

Plaintiff:

Valtrus Innovations, Ltd.

vs.

Defendant:

T-Mobile USA, Inc., et al.

For: Ward, Smith &amp; Hill, PLLC

Received these papers on the 28th day of September, 2023 at 11:31 am to be served on **Sprint Corp. c/o its Registered Agent, Corporation Service Company, 25 1 Little Falls Drive, Wilmington, New Castle County, DE 19808**, **GILBERT DEL VALLE**, being duly sworn, depose and say that on the 28 day of SEPTEMBER, 2023 at 3:15 p.m., executed service by delivering a true copy of the **Summons in a Civil Action, Civil Case Cover Sheet, Complaint for Patent Infringement and Jury Demand, and Exhibits 1-22** in accordance with state statutes in the manner marked below:

☒ **CORPORATE SERVICE:** By delivering to LYNANNE GARES (individual accepting) as MANAGING AGENT (title), at 251 LITTLE FALLS DRIVE (street), WILMINGTON (city), DE (state) 19808 (zip code) NEW CASTLE (county).

☐ **PUBLIC AGENCY:** By delivering to \_\_\_\_\_ (individual accepting) as \_\_\_\_\_ (title) of the within-named agency at \_\_\_\_\_ (street), \_\_\_\_\_ (city), \_\_\_\_\_ (state) \_\_\_\_\_ (zip code) \_\_\_\_\_ (county).

☐ **SUBSTITUTE SERVICE:** By delivering to \_\_\_\_\_ (individual accepting) as \_\_\_\_\_ (relationship/title) at \_\_\_\_\_ (street), \_\_\_\_\_ (city), \_\_\_\_\_ (state) \_\_\_\_\_ (zip code) \_\_\_\_\_ (county).

☐ **GOVERNMENT AGENCY:** By delivering to \_\_\_\_\_ (individual accepting) as \_\_\_\_\_ (title) of the within-named agency at \_\_\_\_\_ (street), \_\_\_\_\_ (city), \_\_\_\_\_ (state) \_\_\_\_\_ (zip code) \_\_\_\_\_ (county).

☐ **NON SERVICE:** For the reason detailed in the comments below.

COMMENTS: \_\_\_\_\_

I certify that I am over the age of 18, have no interest in the above action, and have the proper authority in the jurisdiction in which this process was delivered. The facts in this affidavit are within my personal knowledge and true and correct.

Subscribed and sworn to before me on the 28 day of SEPTEMBER, 2023 by the affiant, who is personally known to me.

NOTARY PUBLIC

KEVIN DUNN  
NOTARY PUBLIC  
STATE OF DELAWARE  
My Commission Expires on July 26, 2026

  
GILBERT DEL VALLE

PROCESS SERVER # 1975  
Appointed in accordance with State Statutes

Our Job Serial Number: 2023013386  
Ref: Valtrus Innovations v. T-Mobile